

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 875 of 2005

Between:

Sri Mohammed Azam Ali S/o Sriknaja Mazaffar Ali
Land Lord R/o 22-6-865/2, Panja Shah, Hyderabad

..... PETITIONER

AND

- 1 The Commissioner of Police, Basheerbagh, Hyderabad
- 2 The Additional Commissioner of Police, Sri A. K. Khan,

Basheerbagh, Hyderabad

- 3 The Inspector of Police, Tazak Force, South Zone, Purana Haveli,

Hyderabad, by name Sri Mohammed Ismail

- 4 The Sub-Inspector of Police, Task Force, South Zone Puran Haveli,

Hyderabad by name Srikoteswara rao

- 5 Sri Syed Abbul Khair S/o Syed Abdul Rasheed
R/o 17-5-450, Dabeerpura, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of mandamus directing the respondents No.1 to take necessary action against R-2 to 4 for interfering in Civil disputes and award exemplary damages for his abduction illegal detention and threatened to implicate him falsely on the instigation of R-5.

Counsel for the Petitioner:MR.T.SUBHASH REDDY

Counsel for the Respondents No.1 to 4: GP FOR HOME

The Court at the stage of admission made the following ORDER:

Petitioner states that at the instance of the fifth respondent, his tenant, respondents 2 to 4 are requiring him to attend the police station and subjecting him to harassment. He seeks appropriate directions in this regard.

Heard learned counsel for the petitioner and learned Government Pleader for Home.

Respondents 2 to 4 can take any action or proceed against the petitioner, if only any complaint is received with specific accusations against him. Even if the name of the petitioner is not shown in any complaint, respondents 2 to 4 can examine the petitioner during the course of investigation, if it is so warranted. However, detention of the petitioner in the absence of any registered case or issuing threats to him cannot be countenanced in law.

Hence, the writ petition is disposed of directing that respondents 2 to 4 shall not require the presence of the petitioner in the police station, except where any specific complaint is received and a case is registered or for a casual appearance during the course of investigation. There shall be no order as to costs.

31.01.2005

ksld

To

1 The Commissioner of Police, Basheerbagh, Hyderabad

2 The Additional Commissioner of Police, Sri A. K. Khan,

Basheerbagh, Hyderabad

3 The Inspector of Police, Tazak Force, South Zone, Purana Haveli,

Hyderabad, by name Sri Mohammed Ismail

4 The Sub-Inspector of Police, Task Force, South Zone Puran Haveli,

Hyderabad by name Srikoteswara rao

5 Two CCs. to the G.P. for Home, High Court of A.P.,

Hyderabad(OUT).

6 Two CD copies.